

Case 06-11715 Doc 1 Filed 09/18/06 Entered 09/18/06 16:27:21 Desc Main Document Page 1 of 20		UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION		VOLUNTARY PETITION	
IN RE: (Name of Debtor - If individual, enter Last, First, Middle)			NAME OF JOINT DEBTOR (Spouse) (Last,First, Middle)		
FOUR OAKS CONSTRUCTION CORPORATION					
ALL OTHER NAMES used by the debtor in the last 6 years			ALL OTHER NAMES used by the co-debtor in the last 6 years		
NONE			NONE		
LAST 4 DIGITS OF SOCIAL SECURITY / TAX I.D. NUMBER			LAST 4 DIGITS OF SOCIAL SECURITY / TAX I.D. NUMBER		
STREET ADDRESS OF DEBTOR			STREET ADDRESS OF JOINT DEBTOR		
1016 MCLEAN BLVD. ELGIN, ILLINOIS 60123-20031			N/A		
County of Residence, etc.		KANE	County of Residence, etc		N/A
MAILING ADDRESS OF DEBTOR			MAILING ADDRESS OF JOINT DEBTOR		
1016 MCLEAN BLVD. ELGIN, ILLINOIS 60123-20031			N/A		
LOCATION OF PRINCIPAL ASSETS OF BUSINESS DEBTOR					
N/A					
INFORMATION REGARDING DEBTOR (Check applicable boxes)					
VENUE <input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceeding the date of this petition, or for a longer part of such 180 days than in any other District. <input type="checkbox"/> There is a Bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District					
TYPE OF DEBTOR <input type="checkbox"/> INDIVIDUAL(S) <input checked="" type="checkbox"/> CORPORATION <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> OTHER _____ <input type="checkbox"/> STOCKBROKER <input type="checkbox"/> COMMODITY BROKER <input type="checkbox"/> CLEARING BANK			CHAPTER OR SECTION OF BANKRUPTCY CODE UNDER WHICH THE PETITION IS FILED <input checked="" type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> § 304-Case Ancillary to Foreign proceeding		
NATURE OF DEBTS <input type="checkbox"/> CONSUMER / NON BUSINESS <input checked="" type="checkbox"/> BUSINESS			FILING FEE (Check one box) <input checked="" type="checkbox"/> Full Filing fee attached <input type="checkbox"/> Filing fee to be paid in installments.(applicable to individuals only) Must attach signed application for the Court's consideration certifying hat the debtor is unable to pay fee except in installments. Rule 1006(b). See official form #3		
CHAPTER 11 SMALL BUSINESS <input type="checkbox"/> Debtor is a small business as defined in 11 USC § 101 <input type="checkbox"/> Debtor is and elects to be considered a small business under 11 USC §					
STATISTICAL / ADMINISTRATIVE INFORMATION (Estimates only)				THIS SPACE FOR COURT USE ONLY	
<input type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors <input checked="" type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.					
ESTIMATED NUMBER OF CREDITORS 1-15 <input checked="" type="checkbox"/> 16-49 <input type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1000-over <input type="checkbox"/>					
ESTIMATED ASSETS (in thousands of dollars) Under 50 <input checked="" type="checkbox"/> 50-99 <input type="checkbox"/> 100-499 <input type="checkbox"/> 500-999 <input type="checkbox"/> 1000-9999 <input type="checkbox"/> 1,000-99,000 <input type="checkbox"/> 100,000-over <input type="checkbox"/>					
ESTIMATED DEBTS (in thousands of dollars) Under 50 <input checked="" type="checkbox"/> 50-99 <input type="checkbox"/> 100-499 <input type="checkbox"/> 500-999 <input type="checkbox"/> 1000-9999 <input type="checkbox"/> 1,000-99,000 <input type="checkbox"/> 100,000-over <input type="checkbox"/>					

Voluntary Petition		
(This page must be completed and filed in every case.)		
PRIOR BANKRUPTCY CASE FILED WITHIN THE LAST 6 YEARS (If more than one attach additional sheet.)		
Location where filed:	Case Number:	Date Filed:
N/A	N/A	N/A
PENDING BANKRUPTCY CASE FILED BY ANY SPOUSE, PARTNER, OR AFFILIATE OF THE DEBTOR		
Name of Debtor:	Case Number:	Date Filed:
SEE ATTACHED EXHIBIT	N/A	N/A
District:	Relationship:	Judge:
N/A	N/A	N/A

SIGNATURES

Signature(s) of Debtor(s) Individual /Joint

I declare under penalty of perjury that the information provided in this petition is true and correct.
(If Petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7) I am aware that I may proceed under chapter 7, 11 or 12 or 13 of Title 11, United States Code, understand the relief available under such chapter, and chose to proceed under chapter 7.

I request relief in accordnace with the chapter of title 11, United States Code specified in this petition.

/s/
Signature of Debtor

/s/
Signature of Joint Debtor

Telephone number (If not represented by attorney)

-

Exhibit A

(To be completed if Debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11)

☐ Exhibit A is attached and made part of this petition.

Exhibit B

I, the Attorney for the Debtor(s) named in the foregoing petition, declare that I have informed the debtor(s) that (he,she or they) may proceed under Chapter 7, 11, 12 or 13 of Title 11, United States Code, and have explained the relief available under such chapter.

/s/ John S. Biallas 9/18/06
Signature of Attorney for Debtors Date

Exhibit C

Does the Debtor own or have possession of any property that posesa thrat of imminent and identifiable harm to public health or safety?

☐ Yes and Exhibit C is attached and made a part of this petition.
☒ No

Signature of Attorney

/s/ John S. Biallas

Signature of Attorney for Debtors

John S. Biallas

Printed Name of Attorney for Debtors

Firm Name

3N918 Sunrise Lane

Address

Saint Charles, Illinois 60174

(630) 513-7878

Telephone Number

9/18/06

Date

**Signature of Debtor
(Corporation/ Partnership)**

/s/ MICHAEL SCHWARTZ

Signature of Authorized Individual

MICHAEL SCHWARTZ

Printed Name of Authorized Individual

PRESIDENT

Title of Authorized Individual

9/18/06

Date

**Attachment To
Voluntary Petition
Page 2**

Pending Bankruptcy Cases for Affiliated Companies:

Filed in the Northern District of Illinois, Eastern Division on 9/18/06

Judge Barbosa

**Four Oaks Construction Corporation
Four Oaks Group, LLC
Four Oaks Development Corporation**

All entities related by common ownership.

THE UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

SUMMARY OF SCHEDULES					
NAME OF SCHEDULE	ATTACHED YES/NO	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A-Real property	YES	1	\$0.00		
B-Personal Property	YES	0	\$0.00		
C-Property Claimed as Exempt	YES	1			
D-Creditor Holding Secured Claims	YES	1		\$0.00	
E-Creditors Holding Unsecured Priority Claims				\$0.00	
F-Creditors Holding Unsecured Nonpriority claims	YES	2		\$0.00	
G-Executory Contracts and Unexpired Leases	YES	1			
H-Codebtors					
I-Current Income of Individual Debtor(s)	YES	1			\$0.00
J-Current Expenditure of Individual Debtor(s)					\$0.00
Total number of sheets in all Schedules		7			
		Total Assets	\$0.00		
			Total Liabilities	\$0.00	

☒ THE DEBTOR HAS NO REAL PROPERTY TO REPORT ON SCHEDULE A

SCHEDULE A - REAL PROPERTY				
DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	DEBTOR or SPOUSE or JOINT	CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
TOTAL MARKET VALUE OF DEBTOR'S REALTY			\$0.00	

SCHEDULE B - PERSONAL PROPERTY (PAGE 1)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	H W J C	CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1. Cash on hand.	×		-	\$0.00
2. Checking, savings or other financial accounts, or other deposits.	×		-	\$0.00
3. Security deposits with public utilities, landlords and others.	×		-	\$0.00
4. Household goods and furnishings, including audio, video and computer equipment.	×		-	\$0.00
5. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectables	×		-	\$0.00
6. Wearing apparel.	×		-	\$0.00
7. Furs and jewelry	×		-	\$0.00
8. Firearms and sports, photographic, and other hobby equipment.	×		-	\$0.00
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	×		-	\$0.00
10. Annuities. Itemize and and name each issuer	×		-	\$0.00
11. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Itemize	×		-	\$0.00
SUBTOTAL OF MARKET VALUES SCHEDULE B PAGE 1				\$0.00

SCHEDULE B - PERSONAL PROPERTY (PAGE 2)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	H W J C	CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
12. Stock, and interests in incorporated and unincorporated businesses. Itemize	X		-	\$0.00
13. Interests in partnerships or joint ventures. Itemize.	X		-	\$0.00
14. Government and corporate bonds	X		-	\$0.00
15. Accounts Receivable	X		-	\$0.00
16. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X		-	\$0.00
17. Other liquidated debts owing debtor. Include Tax refunds. Give particulars.	X		-	\$0.00
18. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A.	X		-	\$0.00
19. Contingent and non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X		-	\$0.00
20. Other contingent and unliquidated claims of every nature, including tax refunds, counter-claims of the debtor, and rights to setoff claims.	X		-	\$0.00
21. Patents, copyrights and other intellectual property. Give particulars	X		-	\$0.00
22. Licenses, franchises, and other general intangibles. Give particulars	X		-	\$0.00
SUBTOTAL OF MARKET VALUES SCHEDULE B PAGE 2				\$0.00

SCHEDULE B - PERSONAL PROPERTY (PAGE 3)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	H W J C	CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
23. Automobile, trucks, trailers, and other vehicles	×		-	\$0.00
24. Boats, motors, and accessories.	×		-	\$0.00
25. Aircraft and accessories	×		-	\$0.00
26. Office equipment, furnishings, and supplies	×		-	\$0.00
27. Machinery, fixtures, equipment, and supplies used in business.	×		-	\$0.00
28. Inventory.	×		-	\$0.00
29. Animals.	×		-	\$0.00
30. Crops - growing or harvested give particulars.	×		-	\$0.00
31. Farming equipment and implements.	×		-	\$0.00
32. Farm supplies, chemicals, and feed.	×		-	\$0.00
33. Other personal Property of any kind not already listed. Itemize.	×		-	\$0.00
SUBTOTAL OF MARKET VALUES SCHEDULE B PAGE 3				\$0.00
TOTAL MARKET VALUE OF DEBTOR'S PERSONAL PROPERTY				\$0.00

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

CREDITOR'S ACCT. #, NAME AND MAILING ADDRESS	CODEBTOR; DATE CLAIM INCURRED; DESCRIPTION: NATURE OF LIEN & OTHER DATA				AMOUNT OF CLAIM UNSECURED PORTION
NONE	Codebtor ?	NO	Date claim Incurred		
	Husband,Wife,Joint or Community ?		Description of Property		
	Contingent, Disputed or Unliquidated ?		Mkt. Value		
	Codebtor ?	NO	Date claim Incurred		
	Husband,Wife,Joint or Community ?		Description of Property		
	Contingent, Disputed or Unliquidated ?		Mkt. Value		
	Codebtor ?	NO	Date claim Incurred		
	Husband,Wife,Joint or Community ?		Description of Property		
	Contingent, Disputed or Unliquidated ?		Mkt. Value		
	Codebtor ?	NO	Date claim Incurred		
	Husband,Wife,Joint or Community ?		Description of Property		
	Contingent, Disputed or Unliquidated ?		Mkt. Value		
	Codebtor ?	NO	Date claim Incurred		
	Husband,Wife,Joint or Community ?		Description of Property		
	Contingent, Disputed or Unliquidated ?		Mkt. Value		
	Codebtor ?	NO	Date claim Incurred		
	Husband,Wife,Joint or Community ?		Description of Property		
	Contingent, Disputed or Unliquidated ?		Mkt. Value		
	Codebtor ?	NO	Date claim Incurred		
	Husband,Wife,Joint or Community ?		Description of Property		
	Contingent, Disputed or Unliquidated ?		Mkt. Value		
	Codebtor ?	NO	Date claim Incurred		
	Husband,Wife,Joint or Community ?		Description of Property		
	Contingent, Disputed or Unliquidated ?		Mkt. Value		

☒ THE DEBTOR HAS NO CREDITORS HOLDING
SECURED CLAIMS TO REPORT ON SCHEDULE D

Total D >

\$0.00

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS



THE DEBTOR HAS NO CREDITORS HOLDING UNSECURED PRIORITY CLAIMS TO REPORT ON SCHEDULE E

TYPES OF PRIORITY CLAIMS LISTED BELOW, IF ANY

☐
☐
☐
☐
☐
☐
☐
☐

EXTENSIONS OF CREDIT IN AN INVOLUNTARY CASE.

WAGES, SALARIES AND COMMISSIONS

CONTRIBUTIONS TO EMPLOYEE BENEFIT PLANS

CERTAIN FARMERS AND FISHERMEN

DEPOSITS BY INDIVIDUALS

ALIMONY, MAINTENANCE OR SUPPORT

TAXES AND CERTAIN OTHER DEBTS OWED TO GOVERNMENTAL UNITS

COMMITMENTS TO MAINTAIN THE CAPITAL OF AN INSURED DEPOSITORY INSTITUTION

CREDITOR"S NAME AND MAILING ADDRESS INCLUDING ZIP CODE	DATE CLAIM INCURRED & CONSIDERATION				TYPE OF PRIORITY		TOTAL AMOUNT OF CLAIM
	CODEBTOR ? AND OTHER DATA				AMOUNT ENTITLED TO PRIORITY		
NONE	Date Incurred and Consideration				Type of Priority		
	Codebtor ?	NO	Contingent, Disputed or Unliquidated ?				
	Husband,Wife,Joint or Community ?						
	Date Incurred and Consideration				Type of Priority		
	Codebtor ?	NO	Contingent, Disputed or Unliquidated ?				
	Husband,Wife,Joint or Community ?						
	Date Incurred and Consideration				Type of Priority		
	Codebtor ?	NO	Contingent, Disputed or Unliquidated ?				
	Husband,Wife,Joint or Community ?						
	Date Incurred and Consideration				Type of Priority		
	Codebtor ?	NO	Contingent, Disputed or Unliquidated ?				
	Husband,Wife,Joint or Community ?						
	Date Incurred and Consideration				Type of Priority		
	Codebtor ?	NO	Contingent, Disputed or Unliquidated ?				
	Husband,Wife,Joint or Community ?						
	Date Incurred and Consideration				Type of Priority		
	Codebtor ?	NO	Contingent, Disputed or Unliquidated ?				
	Husband,Wife,Joint or Community ?						
	Date Incurred and Consideration				Type of Priority		
	Codebtor ?	NO	Contingent, Disputed or Unliquidated ?				
	Husband,Wife,Joint or Community ?						
					Total E >		\$0.00

SCHEDULE F - CREDITORS WITH UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME, MAILING ADDRESS AND ACCOUNT #		DATE OF CLAIM, CONSIDERATION AND OTHER DATA		TOTAL AMOUNT OF CLAIM
MWP PROPERTIES C/O ATTY. PAUL KOZACKKY 1N LASALLE STREET, STE 3150 CHICAGO, IL 60602	DATE ?		OTHER DATA	\$0.00
	CONSIDERATION		-DISPUTED CLAIMS	
	ACCOUNTING / QUIET TITLE/ ALLEDGED CONSTRUCTIVE TRUST			
MICHAEL A. PRATE C/O ATT. JOHN J. BICKLEY 325 W. WASHINGTON STREET, STE 401 CHICAGO, IL 60085	DATE ?		OTHER DATA	\$0.00
	CONSIDERATION		DISPUTED CLAIMS	
	ACCOUNTING / QUIET TITLE/ ALLEDGED CONSTRUCTIVE TRUST			
	DATE ?		OTHER DATA	
	CONSIDERATION		-	
	ACCOUNTING / QUIET TITLE/ ALLEDGED CONSTRUCTIVE TRUST			
	DATE ?		OTHER DATA	
	CONSIDERATION		-	
	DATE ?		OTHER DATA	
	CONSIDERATION		-	
	DATE ?		OTHER DATA	
	CONSIDERATION		-	
	DATE ?		OTHER DATA	
	CONSIDERATION		-	
	DATE ?		OTHER DATA	
	CONSIDERATION		-	
	DATE ?		OTHER DATA	
	CONSIDERATION		-	
	DATE ?		OTHER DATA	
	CONSIDERATION		-	
		Subtotal Sch. F Page 1		\$0.00

ADDITIONAL SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

<i>NAME & ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT</i>	<i>DESCRIPTION OF CONTRACT OR LEASE & THE NATURE OF DEBTOR'S INTEREST</i>	<i>RESIDENTIAL REAL PROPERTY ?</i>



THE DEBTOR HAS NO EXECUTORY CONTRACTS OR UNEXPIRED LEASES TO REPORT ON SCHEDULE G

ADDITIONAL SCHEDULE H - CODEBTORS

<i>NAME AND ADDRESS OF CODEBTOR</i>	<i>NAME AND ADDRESS OF CREDITOR</i>



THE DEBTOR HAS NO CODEBTORS TO REPORT ON SCHEDULE H

In Re: **FOUR OAKS CONSTRUCTION CORPORATION****STATEMENT OF FINANCIAL AFFAIRS****1. Income from employment or operation of business**

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year.

	AMOUNT	SOURCE
YTD _____	None _____	
Last year _____	None _____	
Year before last _____	None _____	

2. Income other than from employment or operation of business

State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case.

	AMOUNT	SOURCE
YTD _____	None _____	
Last year _____	None _____	
Year before last _____	None _____	

3. Payments to creditors

a. N/A

b. List each payment or other transfer to any creditor made within **90** days immediately preceding the commencement of the case if the aggregate value of all property that constitutes or is affected by such transfer is not less than \$5,000.

NAME AND ADDRESS OF CREDITOR	DATES OF PAYMENTS	AMOUNT PAID	AMOUNT STILL OWED
____ NONE _____			

c.: List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders.

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR	DATE OF PAYMENT	AMOUNT PAID	AMOUNT STILL OWING
____ NONE _____			

4. Suits and administrative proceedings, executions, garnishments and attachments

a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case

CAPTION OF SUIT AND CASE NUMBER NATURE OF PROCEEDING	COURT OR AGENCY AND LOCATION	STATUS OR DISPOSITION
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Library Hill Condo. Assoc. vs. Four Oaks Construction Company, et. al. (Breach of contract and of implied Warranty)

Cir Ct. of Lake County	Pending
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American Family Mutual Ins. vs. Four Oaks Construction (Dec. Jmt.)

Cir. Ct of Lake County	Pending
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American Country Insurance vs. Four Oaks Construction

Cir Ct. of Cook County	Pending
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b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED	DATE OF SEIZURE	DESCRIPTION AND VALUE OF PROPERTY
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In Re: FOUR OAKS CONSTRUCTION CORPORATION__NONE__**5. Repossessions, foreclosures and returns**

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF CREDITOR OR SELLER	DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN	DESCRIPTION AND VALUE OF PROPERTY
<u>__NONE__</u>		

6. Assignments and receiverships

a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case

NAME AND ADDRESS OF ASSIGNEE	DATE OF ASSIGNMENT	TERMS OF ASSIGNMENT OR SETTLEMENT
<u>__NONE__</u>		

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CUSTODIAN	NAME AND LOCATION OF COURT CASE TITLE & NUMBER	DATE OF ORDER	DESCRIPTION AND VALUE OF PROPERTY
<u>__NONE__</u>			

7. Gifts

List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except charitable contributions aggregating less than \$100 per recipient

NAME AND ADDRESS OF PERSON OR ORGANIZATION	RELATIONSHIP TO DEBTOR, IF ANY	DATE OF GIFT	DESCRIPTION AND VALUE OF GIFT
<u>__NONE__</u>			

8. Losses

List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case**

DESCRIPTION AND VALUE OF PROPERTY	DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS	DATE OF LOSS
<u>__NONE__</u>		

9. Payments related to debt counseling or bankruptcy

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within **one year** immediately preceding the commencement of this case.

DATE OF PAYMENT, NAME AND ADDRESS OF PAYEE	NAME OF PAYER IF OTHER THAN DEBTOR	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY
9/06 John S. Biallas	Four Oaks LLC	\$2500.00

10. Other transfers

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the

In Re: FOUR OAKS CONSTRUCTION CORPORATION

commencement of this case.

NAME AND ADDRESS OF TRANSFEREE,
RELATIONSHIP TO DEBTOR

DATE

DESCRIBE PROPERTY
TRANSFERRED AND
VALUE RECEIVED

NONE

b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER
DEVICE

DATE(S) OF
TRANSFER(S)

AMOUNT OF MONEY OR DESCRIPTION
AND VALUE OF PROPERTY OR DEBTOR'S
INTEREST IN PROPERTY

NONE

11. Closed financial accounts

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions.

NAME AND ADDRESS
OF INSTITUTION

TYPE OF ACCOUNT, LAST FOUR
DIGITS OF ACCOUNT NUMBER,
AND AMOUNT OF FINAL BALANCE

AMOUNT AND
DATE OF SALE
OR CLOSING

NONE

12. Safe deposit boxes

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case

NAME AND ADDRESS
OF BANK OR
OTHER DEPOSITORY

NAMES AND ADDRESSES
OF THOSE WITH ACCESS
TO BOX OR DEPOSITORY

DESCRIPTION
OF
CONTENTS IF ANY

DATE OF TRANSFER
OR SURRENDER,

NONE

13. Setoffs

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case

NAME AND ADDRESS
OF CREDITOR

DATE OF
SETOFF

AMOUNT
OF SETOFF

NONE

14. Property held for another person

List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS
OF OWNER

VALUE OF PROPERTY

DESCRIPTION AND
LOCATION OF PROPERTY

NONE

15. Prior address of debtor

If debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case

ADDRESS

NAME USED

DATES OF OCCUPANCY

NONE

16. Spouses and Former Spouses

In Re: **FOUR OAKS CONSTRUCTION CORPORATION**

N/A

17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF ENVIRONMENTAL NOTICE
__NONE__		

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF ENVIRONMENTAL NOTICE
__NONE__		

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT	DOCKET NUMBER	STATUS OR DISPOSITION
__NONE__		

18. Nature, location and name of business

a., list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities or memberships within **six years** immediately preceding the commencement of this case.

NAME COMPLETE EIN	ADDRESS	NATURE OF BUSINESS	BEGINNING AND ENDING DATES
__NONE__			

b. Is any business listed above a "single asset real estate" business

__NONE__

19. Books, records and financial statements

a. List all bookkeepers and accountants who within **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS	DATES SERVICES RENDERED
------------------	-------------------------

In Re: FOUR OAKS CONSTRUCTION CORPORATION**THE NICHOLAS BURKE GROUP****715 ELA RD., LAKE ZURICH, IL 60047 2004-2005**

b. List all firms or individuals who within **two years** immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME ADDRESS

DATES SERVICES RENDERED

NONE

c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME

ADDRESS

RICHARD THOMAS**118 S. MAIN STREET #11, WAUCONDA, IL 60084**

d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within **two years** immediately preceding the commencement of this case.

NAME AND ADDRESS

DATE ISSUED

NONE**20. Inventories**

a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

DOLLAR AMOUNT
OF INVENTORY

(Specify cost, market or other basis)

DATE OF INVENTORY

INVENTORY SUPERVISOR

NONE

b. List the name and address of the person having possession of the records of each of the inventories reported in a., above.

NAME AND ADDRESSES

OF CUSTODIAN OF INVENTORY RECORDS

DATE OF INVENTORY

NONE**21 . Current Partners, Officers, Directors and Shareholders**

a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS

NATURE OF INTEREST

PERCENTAGE OF INTEREST

NONE

b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NATURE AND

NAME AND ADDRESS

TITLE

PERCENTAGE

OF STOCK OWNERSHIP

MICHAEL SCHWARTZ**PRESIDENT****50%****RICHARD THOMAS****SECRETARY****50%****22 . Former partners, officers, directors and shareholders**

a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement of this case.

NAME

ADDRESS

DATE OF WITHDRAWAL

NONE

In Re: FOUR OAKS CONSTRUCTION CORPORATION

b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS TITLE DATE OF TERMINATION

NONE**23 . Withdrawals from a partnership or distributions by a corporation**

If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

NAME & ADDRESS

OF RECIPIENT &

RELATIONSHIP TO DEBTOR

DATE AND PURPOSE

OF WITHDRAWAL

AMOUNT OF MONEY

OR DESCRIPTION

AND VALUE OF PROPERTY

NONE**24. Tax Consolidation Group.**

If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within **six years** immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER (EIN)

NONE**25. Pension Funds.**

None If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within **six years** immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER (EIN)

NONE

I, declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct to the best of my knowledge, information and belief.

September 18, 2006**/s/ MICHAEL SCHWARTZ, PRESIDENT**

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR

1. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

For legal services, I have agreed to accept: **\$2,500.00**

Prior to the filing of this statement I have received: **\$2,500.00**

Balance Due: **\$0.00** **This is a PRO BONO Case**

☐

2. The source of the compensation paid to me was:

☒ THE DEBTOR ☐ OTHER: **SPECIFY**

3. The source of compensation to be paid to me is:

☒ THE DEBTOR ☐ OTHER: **SPECIFY**

4. ☒ I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.

☐ I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached.

5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:

a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;

b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;

c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;

d. Representation of the debtor in adversary proceedings and other contested bankruptcy matters subject to the right to withdraw for nonpayment of agreed fees;

e. If representation in adversary proceedings is required, an additional retainer of **\$500.00** with additional billings at the rate of **\$250.00** per hour has been agreed on with the debtor. **If these additional amounts are not paid in a timely fashion, counsel reserves the right to withdraw.**

6. By agreement with the debtor(s), the above-disclosed fee does not include the following services:

N/A

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

ATTORNEY'S AFFIDAVIT IN COMPLIANCE WITH GENERAL RULE 39

Affiant is the attorney of record for the Debtors and has knowledge of the matters covered by this affidavit and has read the General Rule 39.

Affiant has not directly or indirectly solicited employment by the above named party or parties, and knows of no solicitation of said party or parties by any person that has resulted in the employment of the affiant, except [here state all exceptions, or if none state "no exceptions"]: **NO EXCEPTIONS**

Affiant has not paid, or promised to pay, and knows of no payment or promise of payment to the above named part, or parties, of the costs of this case or of the living or other expenses, of any party, or of any part of an attorney's fee already received or hereafter to be received, or of any portion of the recovery by suit or settlement to any person whatever other than the above named party or parties and the attorneys of record herein, except [here state all exceptions, or if none state "no exceptions"]: **NO EXCEPTIONS**

Affiant has filed contemporaneously herewith a signed copy of any written contingent fee agreement applicable to his compensation for representing the above named party or parties in this action and represents that a signed copy thereof has been furnished to each party whom he represents that his compensation for services in this case is not on a contingent basis.

SIGNED: /s/ John S. Biallas

DATED: 9/18/06

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR

1. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

For legal services, I have agreed to accept: **\$2,500.00**

Prior to the filing of this statement I have received: **\$2,500.00**

Balance Due: **\$0.00** **This is a PRO BONO Case**

☐

2. The source of the compensation paid to me was:

☒ THE DEBTOR ☐ OTHER: **SPECIFY**

3. The source of compensation to be paid to me is:

☒ THE DEBTOR ☐ OTHER: **SPECIFY**

4. ☒ I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.

☐ I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached.

5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:

a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;

b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;

c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;

d. Representation of the debtor in adversary proceedings and other contested bankruptcy matters subject to the right to withdraw for nonpayment of agreed fees;

e. If representation in adversary proceedings is required, an additional retainer of **\$500.00** with additional billings at the rate of **\$250.00** per hour has been agreed on with the debtor. **If these additional amounts are not paid in a timely fashion, counsel reserves the right to withdraw.**

6. By agreement with the debtor(s), the above-disclosed fee does not include the following services:

N/A

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

ATTORNEY'S AFFIDAVIT IN COMPLIANCE WITH GENERAL RULE 39

Affiant is the attorney of record for the Debtors and has knowledge of the matters covered by this affidavit and has read the General Rule 39.

Affiant has not directly or indirectly solicited employment by the above named party or parties, and knows of no solicitation of said party or parties by any person that has resulted in the employment of the affiant, except [here state all exceptions, or if none state "no exceptions"]: **NO EXCEPTIONS**

Affiant has not paid, or promised to pay, and knows of no payment or promise of payment to the above named part, or parties, of the costs of this case or of the living or other expenses, of any party, or of any part of an attorney's fee already received or hereafter to be received, or of any portion of the recovery by suit or settlement to any person whatever other than the above named party or parties and the attorneys of record herein, except [here state all exceptions, or if none state "no exceptions"]: **NO EXCEPTIONS**

Affiant has filed contemporaneously herewith a signed copy of any written contingent fee agreement applicable to his compensation for representing the above named party or parties in this action and represents that a signed copy thereof has been furnished to each party whom he represents that his compensation for services in this case is not on a contingent basis.

SIGNED: /s/ John S. Biallas

DATED: 9/18/06